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Notice of Allowability	Application No.	Applicant(s)	
	10/777,243	WOOLFENDEN, KEN D.	
	Examiner	Art Unit	
	Hung C. Le	3725	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/14/2005.
2. ☐ The allowed claim(s) is/are 1, 4 - 8, 10 & 11.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).


* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |


DERRIS H. BANKS
 SUPERVISORY PATENT EXAMINER
 TECHNOLOGY CENTER 3720

DETAILED ACTION

Response to Arguments

Applicant's arguments, see "AMENDMENT AND RESPONSE", filed 12/14/2005, with respect to Claims 1 - 9 have been fully considered and are persuasive. The rejections of 102 (b) and 103 (a) have been withdrawn.

Claims 2, 3, & 9 are cancelled by applicant.

Claims 10 & 11 are new but do not add any new matter to invention.

Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

1) Claim 6. (Original) "The cable layout tool according to claim 1, further comprising an adjustment bar, moved to adjust for predetermined different numbers and configurations of unbundled cable."

Change to: Claim 6 (Amended) "The cable layout tool according to claim 1, further comprising adjustment bars, moved to adjust for predetermined different numbers and configurations of unbundled cables."

2) Claim 8 (Original) " The cable layout tool according to claim 1, wherein the adjustment bars are arranged and configured to provide a stacked or pyramid shape to the unbundled cables."

Change to: Claim 8 (Amended) "The cable layout tool according to claim 6, wherein the adjustment bars are arranged and configured to provide a stacked or pyramid shape to the unbundled cables."

Authorization for this examiner's amendment was given in a telephone interview with Dolph H. Torrence on 01/04/2006.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance:

Prior art failed to disclose or imply:

" A cable layout tool, comprising:

a rectangular body, including a bottom panel, two opposing sides, two open sides, and a channel located between the two opposing sides;

a lid attached to the top of one of the opposing sides of the rectangular body

with a hinge;
a handle, attached to the lid for grasping; and
a latch attached to the top of the second of the opposing sides of the rectangular body and to the lid opposite from the hinge, whereby the lid bridges the channel and attached to both opposing sides.”.

The closest piece of art (Komiya et al. 6,318,063 B1) discloses some of claimed limitations except for a handle, attached to the lid for grasping.

However, prior art of record fails to discloses the claimed subject matter as set forth above.

Therefore, the cable layout tool per claims 1, 4, 5 – 8, 10 & 11 (renumbered 1 – 8) herein are being allowed.


Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung C. Le whose telephone number is 571-272-8757. The examiner can normally be reached on M-F: 08:00am - 05:30 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Derris Banks can be reached on 571-272-4419. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

HCL
01/04/06


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